

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

01/24/2000

CLERK OF THE COURT  
FORM R121

JUDGE PRO TEM COLLEEN MCNALLY

L. Stroud  
Deputy

CR 1999-008325

FILED: \_\_\_\_\_

STATE OF/ARIZONA

RANDY L/ELLEXSON

v.

SARAH L/DANIELSEN

JAMES M LIKOS

CORRECTIONAL HEALTH SERVICES  
MCSO-DIS

**RE-ORDER FOR COMPETENCY SCREENING EVALUATION REPORT**

3:40 p.m. State is represented by Graham Brown. Defendant is present and represented by James Likos.

Court Reporter, Traci Webster, is present.

Let the record reflect that counsel for the Defendant made an oral Motion for Competency Determination to the Court on November 8, 1999 at which time said motion was granted and an order was entered for the preparation of a competency screening evaluation report.

Upon oral motion by defense counsel at this time to enable the Defendant to be screened by the Superior Court Forensic Services Unit,

IT IS ORDERED affirming the prior order that a competency screening evaluation report be prepared and submitted to this

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Court by the Superior Court Forensic Services Unit unless the following applies:

The Superior Court Forensic Services Unit will do a full Rule 11 criminal competency evaluation if the following criteria are met:

1. The Defendant is in custody; and
2. The charges consist of Class 4, 5 and/or 6 felonies, and/or misdemeanors; and
3. The Superior Court Forensic Services Unit believes that "no reasonable expert" would disagree as to a finding of incompetency and restorability.

Counsel further agree to the Criminal Commissioners' Court making a determination of competency based upon the receipt of one report, pursuant to A.R.S. Section 13-4505(A), from the Superior Court Forensic Services Unit.

If either counsel objects to the above procedure, the Court and the Superior Court Forensic Services Unit shall be notified in writing within seven (7) judicial days of this date.

In the event of objection by counsel or in the event that the above criteria are not met,

IT IS FURTHER ORDERED setting a hearing on Motion for Competency Determination on **Wednesday, February 23, 2000 at 8:30 a.m.** in this division.

IT IS FURTHER ORDERED counsel shall provide the Superior Court Forensic Services Unit with copies of the police reports and all other medical and criminal history records for the competency evaluation within three (3) judicial days of this date.

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The Court having been advised that the Defendant is presently in custody,

If the Defendant is released prior to the examination taking place,

IT IS FURTHER ORDERED directing defense counsel to immediately upon Defendant's release contact the Superior Court Forensic Services Unit to schedule a time for Defendant's examination. Defense counsel is to accompany the Defendant to the examination or otherwise insure the Defendant's attendance at the examination.

IT IS FURTHER ORDERED continuing the Preliminary Hearing from this date to Wednesday, February 23, 2000 at 8:30 a.m. in this division.

IT IS FURTHER ORDERED that Correctional Health Services permit the mental health expert to view the Defendant's medical file retained in the Maricopa County Jail.

Let the record reflect that the Defendant appears this date pursuant to the Bench Warrant issued in this case. Accordingly, release conditions are argued to the Court.

IT IS ORDERED setting bond in the amount of \$2,000.00, which includes all applicable surcharges.

ISSUED: Release Order

3:45 p.m. Matter concludes.

cc: Superior Court Forensic Services Unit